

CHARTER
MISSOURI RIVER (SOUTH DAKOTA) TASK FORCE

- A. Official Designation: The Committee shall be known as the Missouri River (South Dakota) Task Force (hereafter referred to as the Task Force).
- B. Objectives and Scope of Activities: The Task Force, under the provisions of Section 905 of Title IX, the Missouri River Protection and Improvement Act of 2000, Public Law 106-541, and the Federal Advisory Committee Act of 1972, (5 U.S.C., Appendix, as amended), shall advise the Secretary of the Army on plans and projects to reduce siltation of the Missouri River in the State of South Dakota and to meet the objectives of the Pick-Sloan Program.

Specifically, the Task Force shall –

1. Prepare and approve, by a majority of the members, a plan for the use of the funds made available under Public Law 106-541, to promote conservation practices in the Missouri River watershed, control and remove the sediment from the Missouri River, protect recreation on the Missouri River from sedimentation, and protect Indian and non-Indian historical and cultural sites along the Missouri River from erosion;
2. Develop and recommend to the Secretary of the Army for implementation critical restoration projects meeting the goals of the plan; and
3. Determine if these projects primarily benefit the federal government.

The Secretary of the Army or designee may act upon the Task Force's advice and recommendations.

- C. Task Force Membership: As directed by Public Law 106-541, the Task Force shall be composed of not more than twenty nine members. Specifically, the Task Force Membership shall be composed of –
1. Secretary of the Army or designee, who shall serve as the Chairperson;
 2. Secretary of Agriculture or designee;
 3. Secretary of Energy or designee;
 4. Secretary of the Interior or designee; and
 5. The Trust – The trust is composed of 25 members to be appointed by the Secretary of the Army, including:
 - a) Fifteen members recommended by the Governor of South Dakota that represent equally the various interests of the public; and include representatives of: (1) the South Dakota Department of Environment and Natural Resources; (2) the South Dakota Department of Game, Fish, and Parks; (3) environmental groups; (4) the hydroelectric power industry; (5) local governments; (6) recreation user groups; (7) agricultural groups; and (8) other appropriate interests;

- b) Nine members, one of each of whom shall be recommended by each of the nine Indian tribes of the State of South Dakota; and
- c) One member recommended by the organization known as the Three Affiliated Tribes of North Dakota (composed of the Mandan, Hidatsa, and Arikara tribes).

Task Force Members recommended by the Governor of South Dakota shall be appointed by the Secretary of the Army or designee as Representative Members to the Task Force.

All Task Force Members shall be appointed for a two-year term and shall serve no more than four years total on the Task Force. In addition, all Task Force Members shall, with the exception of travel and per diem for official travel, serve without compensation.

- d) Task Force Meetings: The Task Force shall meet at the call of the Designated Federal Officer, in consultation with the Chairperson, and the estimated number of Task Force meetings is two per year.

The Designated Federal Officer shall be a full-time or permanent part-time DoD employee, and shall be appointed in accordance with established DoD policies and procedures. The Designated Federal Officer and/or Alternate Designated Federal Officer shall attend all Board and subcommittee meetings.

The Task Force shall be authorized to establish subcommittees, as necessary and consistent with its mission, and these subcommittees or working groups shall operate under the provisions of the Federal Advisory Committee Act of 1972, the Government in the Sunshine Act of 1976 (5 U.S.C. § 552b, as amended), and other appropriate federal regulations.

Such subcommittees or workgroups shall not work independently of the chartered Task Force, and shall report all their recommendations and advice to the Task Force for full deliberation and discussion. Subcommittees or workgroups have no authority to make decisions on behalf of the chartered Task Force nor can they report directly to the Department of Defense or any Federal officers or employees who are not Task Force Members.

- e) Duration of the Task Force: The need for this advisory function is on a continuing basis; however, it is subject to renewal every two years.
- f) Agency Support: The Department of Defense, through the Secretary of the Army, the Assistant Secretary of the Army for Civil Works, and the U.S. Army Corps of Engineers, shall provide support as deemed necessary for the performance of the Task Force's functions, and shall ensure compliance with the requirements of 5 U.S.C., Appendix, as amended.

- g) Termination Date: The Task Force shall terminate upon rescission Section 905 of Title IX, the Missouri River Protection and Improvement Act of 2000, Public Law 106-541.
- h) Operating Costs: It is estimated that the operating costs, to include travel costs and contract support, for this Task Force is \$250,000.00. The estimated personnel costs to the Department of Defense are 1.0 full-time equivalent (FTE).
- i) Recordkeeping: The records of the Task Force and its subcommittees shall be handled according to section 2, General Records Schedule 26 and appropriate DoD policies and procedures. These records shall be available for public inspection and copying, subject to the Freedom of Information Act of 1966 (5 U.S.C. § 552, as amended).
- j) Charter Filed: September 19, 2008